IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7241 OF 2004

Dr.Subhash Govind Saykhedkar. ..... Petitioner.

Versus

The Collector,Nashik and Others..... Respondents.

Mr. R.D.Soni i/by M/s. Ram & Co.,
for the Petitioner.

Mr.S.R.Nargolkar, AGP for Respondent Nos.1 to 3,5 & 6.

Mr. R.V.More for Respondent No.4.

CORAM : S. RADHAKRISHNAN &

S. A. BOBDE, JJ.

DATED : 8TH DECEMBER, 2004.

P.C.:

Rule.

2. Mr. Nargolkar, learned Asstt. Government Pleader appears and waives service of Rule on behalf of Respondent Nos.1 to 3,5 and 6.

3. Mr. R. V. More, learned Counsel appears and waives service of Rule on behalf of Respondent No.4.

4. By consent, Rule made returnable and taken up for hearing forthwith.

5. We have heard the learned Counsel for the Petitioner, learned Asstt. Government Pleader for Respondent Nos.1 to 3, 5 and 6 as well as the learned Counsel for Respondent No.4.

6. After some arguments, it is agreed between all the parties that the application made by the Petitioner, which is at Exhibit "K" to the Petition, be treated as a revision application under Section 34 of the Urban Land Ceiling and Regulation Act, 1976 and accordingly the Appropriate Authority shall treat the same as revision application. The concerned appropriate authority shall afford a fair opportunity of personal hearing to the Petitioner as well as the Respondent No.4 and decide the same strictly on its own merits and in accordance with the law and this exercise shall be completed by the appropriate authority as expeditiously as possible and preferably by 20th February, 2005.

7. All contentions raised by the Petitioner and the

Respondents are kept open.

8. Rule made absolute in the aforesaid terms. Writ Petition stands disposed of accordingly. There shall be no order as to costs.

Sd/-

(S. RADHAKRISHNAN,J.)

Sd/-

(**S. A. BOBDE, J.**)